

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.27300 of 2005

28.12.2005

Between:

G.Anjaneyulu, S/o.Venkatesam

... Petitioner

AND

The Commissioner, Municipal Corporation of Hyderabad

... Respondent

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.27300 of 2005

-

ORDER:

The petitioner purchased a house bearing No.1-9-113/29 situated at Seetharamanagar near Vidyanagar, Hydeabad. As the said house required repairs and was in a collapsible condition, he submitted an explanation to the respondent Corporation seeking sanction of building permission. According to the petitioner, the application was considered by the Building committee, which duly recommended the case and in spite of the same, the respondent did not issue necessary orders granting building permission. Therefore, the present writ petition seeking a direction to the respondent to sanction the building approval.

Heard Mrs.G.Madhuri representing Sri N. Gurugopal, the learned Counsel for the petitioner and the learned Standing Counsel Sri Ghanta Rama Rao. A perusal of the letter dated 18/21.3.2005 addressed by the Chief City Planner to the Chief Planning Officer, Hyderabad Urban Development Authority (HUDA) would show that the Building committee has recommended the case of the petitioner, but the latter objected for granting building permission on the ground that the petitioner's premises is a mandatory open space in the layout. At that stage, the Chief City Planner sought clarification from HUDA and the matter is pending. Therefore, it is for the Municipal Corporation to seek necessary clarification and pass appropriate orders on the application of the petitioner for building permission. The learned Standing Counsel does not dispute this position. Therefore, the writ petition is disposed of directing the respondent Corporation to pass appropriate orders on the application made by the petitioner seeking permission for construction of ground and first floor residential house within a period of two weeks from the date of receipt of a copy of this order.

The writ petition, with the above observations and directions, is accordingly

disposed of. No costs.

December 28, 2005. (**V.V.S. RAO,J**)

YS